

Tino Villarreal, Commissioner At-large "A"
Bryan L. Martinez, Commissioner District 1
Roy De los Santos, Commissioner District 3



Rose M.Z. Gowen, M.D., Commissioner At-large "B"
Linda C. Macias, Commissioner District 2
Pedro Cardenas, Commissioner District 4

John Cowen, Jr, Mayor

NOTICE OF A PUBLIC MEETING OF THE CITY COMMISSION OF THE CITY OF BROWNSVILLE

Pursuant to Chapter 551, Title 5 of the Texas Government Code, the Texas Open Meetings Act, notice is hereby given that the City Commission of the City of Brownsville, Texas, in accordance with Article V, Section 12, of the Charter of said City, will convene a **Regular Meeting** on **September 05, 2023, at 5:00 p.m.**, in the City Commission Chambers, located on the Second Floor of the Brownsville City Hall - Old Federal Building, located at 1001 East Elizabeth Street, Brownsville, Cameron County, Texas, 78520.

Pursuant to Section 551.127, Texas Government Code, one or more Commissioners or employees may attend this meeting remotely using videoconferencing technology. The video and audio feed of the videoconferencing equipment can be viewed and heard by the public at the address posted above as the location of the meeting.

Members of the public, employees, and the City Commission may join via the Webex Teleconference Meeting by logging on at:

<https://brownsvilletx.webex.com/brownsvilletx/j.php?MTID=m3ed683ec1f41c1cb05f62220397f1fd5>

Password: commission (26664774 from video systems)

Join by video system

Dial [25344971348@brownsvilletx.webex.com](tel:25344971348)

You can also dial 173.243.2.68 and enter your meeting number.

Join by phone

1-844-621-3956 United States Toll Free

+1-650-479-3208 United States Toll

Access code: 253 449 71348

This Notice and Meeting Agenda are posted online at: <https://brownsvilletx.gov/129/Agendas-Minutes>

Members of the public who submitted a "Public Comment Form" will be permitted to offer public comments as provided by the agenda and as permitted by the presiding officer during the meeting. A recording of the meeting will be made and will be available to the public in accordance with the Open Meetings Act.

At any time during the course of the posted meeting, the Brownsville City Commission may retire into Executive Session under Texas Government Code 551.071 to confer with legal counsel on any subject matter on this agenda in which the duty of the attorney to the City Commission under Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551 of the Texas Government Code. Further, at any time during this meeting, the City Commission may retire to deliberate on any subject slated for discussion at this meeting, as may be permitted under one or more exceptions to the Texas Open Meetings Act set forth in Title 5, Subtitle A, Chapter 551, Subchapter D of the Texas Government Code.

CALL TO ORDER

- a) ROLL CALL
- b) INVOCATION

PLEDGE OF ALLEGIANCE TO THE FLAGS OF THE UNITED STATES OF AMERICA AND STATE OF TEXAS

PROCLAMATION(S)

Recognizing Jesus Garcia, a Revival of Cultural Arts (ROCA) Scholar (Commissioner B. L. Martinez/Commissioner R. De los Santos)

Recognizing World Chronic Lymphocytic Leukemia (CLL) Day (Commissioner R. De los Santos/Commissioner B. L. Martinez)

PUBLIC COMMENT PERIOD

- **Non-Agenda Items:** Kindly submit a “Public Comment Form” stating the City business or City policy you wish to speak to an hour before the start of the scheduled meeting time with the City Secretary. Forms are not reserved for anyone nor may time be deferred to anyone. PowerPoint presentations may not be accommodated. This period is limited to five (5) speakers with a time limit of three (3) minutes per speaker.
- **Agenda Items:** Kindly submit a “Public Comment Form” stating which item(s) on the agenda you wish to speak to an hour before the start of the scheduled meeting time with the City Secretary. Speakers will be allowed to address the Commission on the agenda item before it is to be considered. The speaker is limited to three (3) minutes.
- **Time Limits:** The City Commission shall have the discretion to modify its regulations regarding time limits on public comment if necessary. For example, the time limit may be shortened to accommodate a lengthy agenda or it could be lengthened to allow additional time for discussion on a complicated matter or if there is a need for an interpreter.

CONSENT AGENDA ITEM(S) (Roll Call Vote and Special Motion Required)

The following are considered to be routine by the City Commission and will be approved by one motion. There will be no separate discussion of these items unless a City Commissioner so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the Agenda.

- 1) Approval of the Minutes:
 - a) Minutes of August 15, 2023, Regular City Commission Meeting
- 2) Consideration and **ACTION** to approve the 2024 City Commission Meeting Schedule. (Office of the City Secretary)
- 3) Consideration and **ACTION** to approve the holiday schedule for Fiscal Year 2024. (Organizational Development & Human Resources Department)
- 4) **APPROVAL** on **SECOND** and **FINAL READING** on **Ordinance Number 235-2023-018-S**, to request a Specific Use Permit to allow a used car lot in Traditional Neighborhood-Corridor for Lot 3, Block 66, Enrique Subdivision, Cameron County, Texas, located at 1416 Filmore Street, Brownsville, Texas 78520, as shown in Exhibit "A". (District 1) (Planning & Redevelopment Department)
- 5) Consideration and **ACTION** to approve the Safe Streets and Roads for All (SS4A) MOU between the City of Brownsville and the RGVMPPO, including a local match of \$7,500, for the City's inclusion in the Regional Comprehensive Safety Action Plan. (Multimodal Transportation Department)
- 6) Consideration and **ACTION** for the award of a three-year contract with Garver, LLC and Jviation, A Woolpert Company, for Professional Architect/Engineering Consulting Services for the Brownsville South Padre Island International Airport. RFQ # PES-63-0523. (Department of Aviation)
- 7) Consideration and **ACTION** to approve the second one-year extension of term contract FMS-59-0919 with Model Laundry, LLC for floormats and dustmop services city-wide. (Internal Services Department)

- 8) Consideration and **ACTION** on **Resolution Number 2023-112** in supporting the submission of the FY 2024 Operation Lone Star Grant Program Application #4915801 through the Office of the Governor, Public Safety Office and accept the terms and conditions of said grant for the City of Brownsville Police Department, as budgeted. (Brownsville Police Department)
- 9) Consideration and **ACTION** to execute an Interlocal Agreement between the City of Brownsville and Cameron County regarding the Fiscal Year 2023 Edward Byrne Memorial Justice Assistance Grant Program Application #GRANT13939013 in the amount of \$79,621.00, as budgeted. (Brownsville Police Department)
- 10) Consideration and **ACTION** to approve the cooperative purchase of an Articulated Dump Truck from Doggett Heavy Machinery Services, LLC, in the amount of \$421,517.00, as part of the Fiscal Year 2023 Heavy Equipment Replacement Plan, as budgeted. (Internal Services Department).
- 11) Consideration and **ACTION** to **RESCIND** an award of a contract, BSI-74-0523, with EnGo Planet in the amount of \$335,703.60 for the 30 Bus Shelter Improvement Project. (Multimodal Transportation Department)
- 12) Consideration and **ACTION** to enter into a cooperative contract with Galls, LLC for the Purchase of Uniforms for the Brownsville Police Department in an amount not to exceed \$85,000 annually, as budgeted. #UPA-88-0623. (Brownsville Police Department)
- 13) Consideration and **ACTION** to approve the **FIRST RENEWAL** for the Contract Agreement with ATELIER 956 LLC for Video Streaming Services (VSS-76-0722) for the City of Brownsville in the amount of \$6,900 per month, as budgeted. (Communications & Marketing Department)
- 14) Consideration and **ACTION** on **Resolution Number 2023-113** to amend the By-Laws for the Transit Advisory Committee. (Multimodal Transportation Department)
- 15) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 2023-1729** to approve a budget amendment for Fiscal Year 2023. (Multimodal Transportation Department/Finance Department)
- 16) **APPROVAL** on **SECOND** and **FINAL READING** on **Ordinance Number 2023-1725** of the City of Brownsville, Texas, to adopt the Fiscal Year 2024 Annual Budget. (Financial Services Department)
- 17) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 2023-1726** to ratify the Fiscal Year 2024 budget that will raise more total property taxes than last year's budget. (Financial Services Department)
- 18) **APPROVAL** on **SECOND** and **FINAL READING** of **Ordinance Number 2023-1728** levying ad valorem taxes for the Tax Year 2023 for the use and support of the Municipal Government of the City of Brownsville, Texas, for the Fiscal Year 2024, providing interest and sinking fund for the Fiscal Year 2024 City of Brownsville, Texas, General Obligation Bonds. (Financial Services Department)
- 19) Consideration and **ACTION** to award a cooperative contract to SpawGlass Contractors Inc. for the cleanup and ceiling demolition of the Capital Theater in the amount of \$125,492.00, as budgeted. (Internal Services Department)

PUBLIC HEARING(S)

- 1) Public Hearing and **ACTION** on **FIRST READING** on **Ordinance Number 235-2023-019**, to rezone from Residential Estate (RE) to Commercial Corridor (CC) to allow the expansion of an existing medical office for Lot 12, Jose Almaraz Subdivision, Cameron County, Texas, located at 3125 West Alton Gloor Boulevard, Brownsville, Texas 78520, as shown in Exhibit "A". (District 4) (Tabled 08-15-2023) (Planning & Redevelopment Department)

- 2) Public Hearing and **ACTION** to authorize the City of Brownsville Police Department to apply for the Fiscal Year 2023 Edward Byrne Memorial Justice Assistance Grant Program Application #GRANT13939013 in the amount of \$79,621.00, as budgeted. (Brownsville Police Department)

ITEMS FOR INDIVIDUAL CONSIDERATION(S)

- 1) Consideration and **ACTION** for acceptance of the Texas Water Development Board (TWDB) Flood Infrastructure Fund (FIF) Category 1 Project 40024 – Brownsville to Port Isabel Hydrologic Unit Code (HUC)_10 Watershed Study, as presented, with allowance for any insubstantial edits requested by TWDB during the finalization process. (Engineering & Public Works Department)
- 2) Consideration and **ACTION** to authorize the City Manager to negotiate and execute documents to purchase real property located at 1526 and 1534 E. Jackson St. for Phase II of the Jackson Street Neighborhood Stabilization Project in the amount of \$150,000, as budgeted. (Planning and Redevelopment Services)
- 3) Consideration and **ACTION** to approve the Brownsville Community Improvement Corporation (BCIC) Fiscal Year 2024 budget. (BCIC)

BOARD APPOINTMENT(S)

- 1) Consideration and **ACTION** on **Resolution Number 2023-079-A** to reappoint, appoint, or remove members to the Brownsville Beautification Committee. (Parks and Recreation Department)

EXECUTIVE SESSION

- 1) Closed session pursuant to Tex. Gov't Code Sections 551.071 (Consultation with Attorney) and 551.087 (Economic Deliberation) regarding Project Domino. (Office of the City Attorney/Office of the City Manager)
- 2) Closed session pursuant to Tex. Gov't Code Sections 551.071 (Consultation with Attorney) and 551.087 (Economic Deliberation) regarding Project Explore. (Office of the City Attorney/Office of the City Manager)

POSSIBLE ACTION ON ANY ITEM(S) AS DISCUSSED IN EXECUTIVE SESSION

NOTE: The City Commission of the City of Brownsville reserves the right to discuss any items in Executive Session whenever authorized under the Texas Open Meetings Act, Chapter 551 of the Texas Government Code.

ADJOURNMENT

NOTE: The City of Brownsville does not discriminate on the basis of disability in the admission of, access to, treatment of, or employment in its programs, activities, or public meetings. Any individual with a disability in need of an accommodation is encouraged to contact the Organizational Development & Human Resources Department at 956/548-6037 (voice or Relay TX) by Monday, no later than 12:00 P.M., to make proper arrangements.

By: John Cowen, Jr
Mayor of the City of Brownsville

I certify that a copy of the **September 5, 2023**, Agenda of items to be considered by the Brownsville City Commission was posted on the Bulletin Area at City Hall – Federal Building, on September 1, 2023. I further certify that the Agenda was posted on the City’s website and can be downloaded by accessing: <https://brownsvilletx.gov/129/Agendas-Minutes>



Yolanda Galarza-Gomez, TRMC, City Secretary